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inmates from another state". Now, my concern is that that is an impermissible restraint on interstate commerce. I have no quarrel with the other tenure of the bill or the objectives sought in the bill. For those of you who have been around long enough, you'll remember that 1990 and in 1991 I had a bill concerning private prisons. In general, I think this is a good bill. But Section 5 may go too far. Now, in general, as I understand the rules, and this has to do with the commerce clause of the federal Constitution, you can place burdens on interstate commerce as long as those burdens do not actually prevent commerce from occurring, but it is generally not acceptable to prohibit commerce flat out. To just simply say that you cannot do something that might be a transaction in interstate commerce is not allowed under the commerce clause. Now what you can do is you can say that if you're going to conduct business in the state of Nebraska, you have to conduct business according to our set of rules and regulations, as long as those do not constitute an impermissible burden. Again, the distinction is between that burden that you would place on anybody seeking to do business and a flat out prohibition. Now if it sounds strange to talk about prisoners as business, that is what it has become. The federal government has utilized private contractors to house its prisoners in a number of different states, and a number of states have utilized private contractors to house their own prisoners. So it has in fact become a business, and in fact it is a fairly large business. I'm not quite sure why the prohibition is in the bill against prisoners from another state or from or against all federal prisoners. Other states, for example, have adopted laws that says if you're going to house federal prisoners or you're going to house prisoners from another state, you have to house those prisoners in accordance with the same rules and regulations that would be applicable if you're housing state prisoners, that is the state of origin. It would seem to me that those provisions are permissible. But it looks to me as though Section 5 goes too far. Now, Senator Schimek, maybe Senator Brashear will tell you other states have passed those kinds of broad prohibitions, and they have. There are two of them that I know of in conversations with Senator Schimek and research that we've been able to do this morning. There are two states that have the kind, at least that I'm aware of, that have the kind of broad